



**CITY OF HAYWARD**  
**AGENDA REPORT**

AGENDA DATE 09/23/03

AGENDA ITEM 3

WORK SESSION ITEM \_\_\_\_\_

**TO:** Mayor and City Council

**FROM:** City Clerk

**SUBJECT:** Ordinance Amending Chapter 11, Article 2 of the Hayward Municipal Code by Adopting a Revised Hayward Municipal Water System Code

**RECOMMENDATION:**

It is recommended that the City Council adopt the attached Ordinance.

**BACKGROUND:**

The ordinance was introduced at the September 16, 2003, meeting of the City Council with the following vote:

<b>AYES:</b>	<b>Council Members:</b>	Jimenez, Hilson, Rodriquez, Ward, Dowling, Henson
	<b>Mayor:</b>	Cooper
<b>NOES:</b>	<b>Council Members:</b>	None
<b>ABSENT:</b>	<b>Council Members:</b>	None
<b>ABSTAIN:</b>	<b>Council Members:</b>	None

The ordinance was published in the Hayward Daily Review on September 20, 2003. Adoption at this time is therefore appropriate.

Prepared by:

  
Angelina Reyes, City Clerk

Approved by:

  
Jesús Armas, City Manager

Draft Ordinance

PUBLIC NOTICE OF AN INTRODUCTION OF AN ORDINANCE  
BY THE CITY COUNCIL OF THE CITY OF HAYWARD

AN ORDINANCE AMENDING CHAPTER 11, ARTICLE 2 OF  
THE HAYWARD MUNICIPAL CODE BY ADOPTING A  
REVISED HAYWARD MUNICIPAL WATER SYSTEM CODE

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Hayward hereby ordains as follows:

Section 1: Chapter 11, Article 2 of the Hayward Municipal Code is hereby amended by adopting a revised Municipal Water System Code, to read in full as follows:

ARTICLE 2  
HAYWARD MUNICIPAL WATER SYSTEM

- SEC. 11-2.00 DEFINITIONS
- SEC. 11-2.01 WATER SERVICE and APPLICATION
- SEC. 11-2.02 APPLICATION DEPOSIT - PERMANENT SERVICE
- SEC. 11-2.03 STANDARD SERVICE CONNECTIONS
- SEC. 11-2.04 WATER SERVICE CONNECTIONS and INSTALLATION COSTS
- SEC. 11-2.05 ESTIMATE FOR SERVICE CONNECTION CHARGES
- SEC. 11-2.06 CHARGES PAYABLE IN ADVANCE
- SEC. 11-2.07 TITLE TO METERS AND MATERIALS
- SEC. 11-2.08 WATER SERVICE METERS and INSTALLATION
- SEC. 11-2.09 WATER SERVICE CONNECTIONS BACKFLOW  
PREVENTION AND CROSS CONNECTION CONTROL
- SEC. 11-2.10 SERVICE CONNECTION TO SERVE ONE PREMISES
- SEC. 11-2.11 SERVICE CONNECTION TO EACH CUSTOMER DISCRETIONARY
- SEC. 11-2.12 HYDRO-PNEUMATIC WATER SYSTEMS PROHIBITED
- SEC. 11-2.13 METER MAINTENANCE
- SEC. 11-2.14 METER TESTING
- SEC. 11-2.15 ERRONEOUS METER
- SEC. 11-2.16 CONNECTION TO METER
- SEC. 11-2.17 WATER SERVICE INSPECTION
- SEC. 11-2.18 DISCONTINUANCE OF SERVICE
- SEC. 11-2.19 WATER LINES, AUTHORIZED PERSONS TO TAP
- SEC. 11-2.20 FIRE SERVICE CONNECTIONS
- SEC. 11-2.21 EXISTING FIRE SERVICE CONNECTIONS
- SEC. 11-2.22 TEMPORARY WATER SERVICE and CONSTRUCTION WORK
- SEC. 11-2.23 CONSTRUCTION WORK and WATER SERVICE PERMIT REQUIRED
- SEC. 11-2.24 FIRE HYDRANTS
- SEC. 11-2.25 STREET WORK and REMOVAL OF WATER SYSTEM FACILITIES
- SEC. 11-2.26 PLANS AND SPECIFICATIONS and FIRE SERVICE LINES  
AND FIRE HYDRANTS
- SEC. 11-2.27 MINIMUM SIZE OF WATER MAINS

SEC. 11-2.28 PARCEL FRONTAGE EXTENSION OF WATER MAIN  
SEC. 11-2.29 ESTIMATE OF INSTALLATION COSTS  
SEC. 11-2.30 INSTALLATION BY CITY OF HAYWARD and COSTS TO BE  
ADVANCED BY APPLICANT  
SEC. 11-2.31 APPLICANT MAY INSTALL WATER MAIN EXTENSION FACILITIES  
SEC. 11-2.32 APPLICANT TO FILE SURETY BOND  
SEC. 11-2.33 WATER MAIN EXTENSION FACILITIES and BILL OF SALE  
SEC. 11-2.34 BENEFIT DISTRICT PROCEDURES and WATER MAIN EXTENSIONS  
SEC. 11-2.35 WATER SYSTEM FACILITIES FEE  
SEC. 11-2.36 PAYMENT OF WATER BILLS  
SEC. 11-2.37 BILLING PERIOD and METERED SERVICE  
SEC. 11-2.38 METERED SERVICE CHARGES INSIDE CITY  
SEC. 11-2.39 FIRE SERVICE CONNECTIONS INSIDE CITY  
SEC. 11-2.40 METERED SERVICE CHARGES OUTSIDE CITY  
SEC. 11-2.41 FIRE SERVICE CONNECTIONS OUTSIDE CITY  
SEC. 11-2.42 PERSONS RESPONSIBLE FOR PAYMENT  
SEC. 11-2.43 EMERGENCY SHUT-OFF OF WATER  
SEC. 11-2.44 WATER SHUT-OFF. NOTICE TO FIRE DEPARTMENT  
SEC. 11-2.45 FIRE CHIEF and EMERGENCY AUTHORITY

Section 2. EFFECTIVE DATE. This ordinance shall become effective 30 days from the date of its adoption.

Section 3. SEVERANCE. Should any portion of this ordinance be declared by court or tribunal of competent jurisdiction to be unconstitutional, invalid or beyond the authority of the City, such decision shall not effect the validity of the remainder of the ordinance, which shall continue in full force and effect, provided that the remainder of the ordinance absent the excised portion, can be reasonably interpreted to give effect to the intentions of the City Council.

Introduced at a regular meeting of the Hayward City Council held September 16, 2003, the above-entitled ordinance was introduced by Council Member Henson.

This ordinance will be considered for adoption at the next meeting of the Hayward City Council, to be held on September 23, 2003, at 8:00 p.m., in the Council Chambers, 777 B Street, Hayward, California. The full text of this ordinance is available for examination by the public in the Office of the City Clerk.

DATED: September 20, 2003  
Angelina Reyes, City Clerk  
City of Hayward